



STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
LIQUOR CONTROL COMMISSION

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In the matter of the request of	)	
<b>JB-HOYT CORP.</b>	)	
2146 Hoyt	)	Request ID No. 624152
Muskegon Heights	)	
Muskegon County	)	
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At the January 24, 2012 hearing of the Michigan Liquor Control Commission  
(Commission) in Lansing, Michigan.

PRESENT: Andrew J. Deloney, Chairman  
Teri L. Quimby, Commissioner  
Donald B. Weatherspoon, Commissioner

**LICENSING APPEAL ORDER**

On September 6, 2011, JB-Hoyt Corp. (applicant) filed a request to transfer ownership of 2011 SDD and SDM licenses with Sunday Sales Permit (A.M.) and Sunday Sales Permit (P.M.) from Hoyt Street, Inc., to be located at the above-noted location.

At a meeting held on November 30, 2011, the Commission denied this request under administrative rule R 436.1105(2)(d), (g), and (j) after considering the unfavorable recommendation submitted by the Muskegon Heights Police Department for this application; the past conviction record and prior operating record of applicant stockholder, Baljit Singh, in the alcoholic liquor business; and the effects that issuance of a license would have on the health, welfare, and safety of the general public when determining whether an applicant should be issued a license or permit.

Thomas H. Andrews, Jr., legal counsel on behalf of the applicant submitted a timely



request for an appeal in this matter and represented the applicant at the January 24, 2012 hearing, at the Commission's Lansing office.

After hearing arguments, reviewing the MLCC file, and discussion of the issue on the record, the Commission finds that the applicant sufficiently demonstrated mitigating circumstances relative to the conviction record cited in the Commission's denial in this matter, in addition to effectively demonstrating a course of action that has been taken to assist in preventing further violations of the Michigan Liquor Control Code and Administrative Rules. The Commission also finds significant the letter dated January 10, 2012 submitted by Chief Lynne Gill of the Muskegon Heights Police Department, which indicates the tobacco violation was reduced from a felony to a misdemeanor, and that Mr. Singh is no longer on probation.

The Commission finds sufficient reasons to reverse its denial issued in this matter and to approve the applicant's request for the reasons stated on the record.

THEREFORE, IT IS ORDERED that:

A. The denial order of November 30, 2011 issued in this matter is reversed and the applicant's request is approved, subject to the following:

1. Receipt by the Commission of an acceptable and executed Lease Agreement between JB-Hoyt Corp. and Farouq Karadsheh.
2. Receipt by the Commission of documentary proof that JB-Hoyt Corp. received a loan in the amount of \$19,900.00 from applicant stockholder, Baljit Singh.



3. Receipt by the Commission of documentary proof that Baljit Singh received the following cash advance funding:
  - a. \$3,200.00 from his Discover® Card account ending in #7340.
  - b. \$11,069.00 from his PNC Bank credit card account ending in #3511.
  - c. \$6,250.00 from his PNC Bank credit card account ending in #4896.
4. Receipt by the Commission of form LC-52a.
5. The licensee must submit proof of financial responsibility providing security for liability as required under MCL 436.1803. Failure to maintain proof of financial responsibility providing security for liability will result in the immediate suspension of the subject licenses and permits until the licensee provides the Commission with proof of financial responsibility as required under MCL 436.1803.
6. Under administrative rule R 436.1003, the licensee must comply with all state and local building, plumbing, zoning, sanitation, and health laws, rules, and ordinances as determined by the state and local law enforcements officials who have jurisdiction over the licensee. Approval of these licenses and permits by the Michigan Liquor Control Commission does not waive any of these requirements.
7. Failure to comply with all requirements of licensure in the State of Michigan will result in the licensee being charged with a violation of the Michigan Liquor Control Code, MLCC Administrative Rules, and Commission order, which may result in fines, suspension, and/or revocation of the licenses and permits.



MICHIGAN LIQUOR CONTROL COMMISSION

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Andrew J. Deloney, Chairman

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Teri L. Quimby, Commissioner

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Donald B. Weatherspoon, Commissioner

By its action of January 24, 2012.

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Prepared by:  
Terri Chase, Commission Aide





STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
LIQUOR CONTROL COMMISSION

In the matter of	)	
<b>STAR 9, INC.</b>	)	
2381 Apple	)	Business ID No. 143868
Muskegon, Muskegon Township	)	
Muskegon County	)	
_____	)	

At the January 24, 2012 hearing of the Michigan Liquor Control Commission  
(Commission) in Lansing, Michigan.

PRESENT: Andrew J. Deloney, Chairman  
Teri L. Quimby, Commissioner  
Donald B. Weatherspoon, Commissioner

PENALTY HEARING ORDER

Under MCL 436.1903(1), the Commission is required to impose a suspension or revocation of the SDD and SDM licenses with Sunday Sales Permit (A.M.), Sunday Sales Permit (P.M.), and motor vehicle fuel pumps under MCL 436.1541(5) held by Star 9, Inc. (licensee) at the above-noted address as the licensee was found liable for three (3) violations of MCL 436.1801(2) on different occasions within a 24-month period. Those violations occurred on October 22, 2009, September 15, 2010 and May 26, 2011.

The penalty hearing was held on January 24, 2012, at the Commission's Lansing office. Representing the licensee at the hearing was Attorney David Bowen and stockholder Jack Vander Meulen.

After reviewing the record of the three (3) violations and hearing arguments from



Attorney Bowen, the Commission finds that the licensee demonstrated a course of action has been taken to assist in preventing further sales to minors; however, the Commission must issue a penalty of suspension or revocation in this matter under MCL 436.1903(1). The Commission finds that a three (3) days suspension to be served on January 30, 2012, January 31, 2012 and February 1, 2012 is warranted.

THEREFORE, IT IS ORDERED that:

- A. The SDD and SDM licenses with Sunday Sales Permit (A.M.), Sunday Sales Permit (P.M.), and motor vehicle fuel pumps under MCL 436.1541(5) are suspended for three (3) consecutive days to be served on January 30, 2012, January 31, 2012 and February 1, 2012.
- B. The suspension is to run consecutively and not concurrently with any other suspension ordered by the Michigan Liquor Control Commission for this licensee.

MICHIGAN LIQUOR CONTROL COMMISSION

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Andrew J. Deloney, Chairman

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Teri L. Quimby, Commissioner

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Donald B. Weatherspoon, Commissioner



By its action of January 24, 2012.

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Prepared by:  
Terri Chase, Commission Aide